

ORDINANCE NO. 03-5260

AN ORDINANCE OF THE CITY OF BILLINGS, AMENDING BILLINGS MUNICIPAL CODE, CHAPTER 11, ELECTIONS, IN PARTICULAR, SECTION 11-102(c), WARD BOUNDARIES; AND CHANGING THE WARD BOUNDARIES ESTABLISHED THEREIN BY ADDING CERTAIN NEWLY ANNEXED REAL PROPERTY TO WARD II PROVIDING FOR CERTIFICATION AND REPEALING OF ALL ORDINANCES AND RESOLUTIONS INCONSISTENT THEREWITH.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA:

1. AMENDMENT. Pursuant to Billings Municipal Code, Section 1.16.030 and the State Law, Billings Municipal Code, Section 1.16.030 Ward Boundaries is hereby amended by adding to the following designated Ward the following described real property:

Ward II:

Barry Acreage Tracts Subdivision, 3RD Filing, Lot 4, Block 2, Recorded November 14, 1967, Under Document No. 809463, Records of Yellowstone County, Montana; Including all adjacent right-of-way of Erin Street and the access easement of Cherry Creek Estates Subdivision Recorded June 12, 2003, Under Document No. 3234914, Records of Yellowstone County, Montana, to the East to the existing City of Billings city limits and Bitterroot Drive to the North to the existing City of Billings city limits, more particularly described as, beginning at the northwest corner of Lot 1, Block 3 of Barry Acreage Tracts Subdivision, 3RD Filing; thence South for a distance of 792.01 feet along the east right-of-way line of Bitterroot Drive to the southwest corner of Lot 4, Block 2, of Barry Acreage Tracts Subdivision, 3RD Filing; thence S 76° 24' E a distance of 657.18 feet along the north right-of-way line of Erin Street and the north line of the access & utility easement through Lot 2, Block 1 of Cherry Creek Estates Subdivision to a point on the existing city limits; thence South for a distance of 61.73 feet along the east property line of Lot 2, of Block 1 of Cherry Creek Estates Subdivision, also the existing city limits; thence N 76° 24' W a distance of 698.34 feet along the south line of the access & utility easement through Lot 2, Block 1 of Cherry Creek Estates Subdivision and the south right-of-way line of Erin Street to a point on the west right-of-way line of Bitterroot Drive which is the west section line of Section 24, T. 1 N., R. 26 E.; thence North for a distance of 833.95 feet along said section line to a point on the existing City of Billings city limits; thence N 75° 49' E for a distance of 41.26 to the point of beginning; Containing 2.680 gross acres, and 1.000 net acres more or less

(Annexation #03-04)

2. **CERTIFICATION.** Pursuant to M.C.A. Section 13-3-103, the above change and alteration is hereby certified to the election administrator by the City Council, and the City Administrator or his designee is hereby directed to certify the changes and alterations and to deliver a map showing the boundaries of the ward, the streets, avenues and alleys by name and the ward by number, to the election administrator not more than ten (10) days after the effective date of this ordinance.
3. **REPEALER.** All other ordinances, sections of the Billings Municipal Code and ordinances inconsistent herewith are hereby repealed.

PASSED by the City Council on the first reading this 24th day of November, 2003.

PASSED by the City Council on the second reading this 8th day of December, 2003.

THE CITY OF BILLINGS:

Charles F. Tooley, MAYOR

ATTEST:

BY: _____
Marita Herold, CMC CITY CLERK